

HONORABLE THOMAS S. ZILLY

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON

THE AMERICAN AUTOMOBILE
ASSOCIATION, INC.,

Plaintiff,

vs.

RONNING CHIROPRACTIC LLC d/b/a
AAA AUTO INJURY CLINIC and
JEFFREY B. RONNING,

Defendants.

Case No. 2:18-cv-01277-TSZ

CONSENT ORDER OF JUDGMENT

CONSENT ORDER OF JUDGMENT

WHEREAS, Plaintiff The American Automobile Association, Inc. (“AAA”) has brought an action in this Court against Defendants Ronning Chiropractic LLC and Jeffrey B. Ronning (collectively, the “Parties”), alleging violations of the Federal Trademark Act (“Lanham Act”), 15 U.S.C. §§ 1114, 1125, and Washington state law;

WHEREAS, this Court has jurisdiction over this civil action under 15 U.S.C. §§ 1121 and 1125, and under 28 U.S.C. §§ 1331, 1332, 1337, and 1338;

WHEREAS, AAA and Defendants have entered into a Settlement Agreement to resolve any and all controversies and disputes between them existing as of this date;

CONSENT ORDER OF JUDGMENT
(NO. 2:18-cv-01277-TSZ) - 1

LAW OFFICES
CALFO EAKES & OSTROVSKY PLLC
1301 SECOND AVENUE, SUITE 2800
SEATTLE, WASHINGTON 98101-3808
TEL (206) 407-2200 FAX (206) 407-2224

1 WHEREAS, AAA agrees to allow Defendants until December 31, 2018, to cease all use
2 of AAA's trademarks, and subject to Defendants' continued adherence to the Settlement
3 Agreement, not to pursue claims for damages arising out of such use occurring prior to such date;

4 WHEREAS, Defendants admit any future unauthorized use of AAA's trademarks would
5 violate the Lanham Act and Washington state law;

6 WHEREAS, Defendants waive all defenses and counterclaims which they might otherwise
7 raise at a trial on the merits of AAA's demand for a permanent injunction and/or damages;

8 NOW THEREFORE, Defendants consent and agree that this Court enter a judgment
9 permanently enjoining them from any future unauthorized use of AAA's trademarks, or of marks
10 confusingly similar to any of them.

11 The Court does, hereby, upon consent of the Parties, enter a permanent injunction as
12 follows:

13 IT IS ORDERED, ADJUDGED, AND DECREED:

14 1. That Defendants, their agents, attorneys, representatives, employees, and all
15 persons in active concert or participation with them who receive notice hereof, are hereby
16 permanently enjoined from any unauthorized use of AAA's trademarks, or of marks confusingly
17 similar to any of them, beginning from December 31, 2018; and

18
19 //

20
21 //

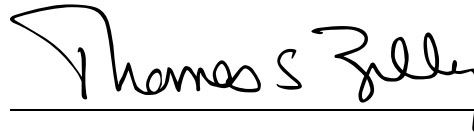
22
23 //

24
25 //

1 2. That this case shall be closed, except that this Court shall retain jurisdiction for the
2 purpose of enforcing the Settlement Agreement and this Consent Order of Judgment.
3

4 IT IS SO ORDERED.
5

6 Dated this 23rd of January, 2019.
7

8 
9

10 Thomas S. Zilly
11 United States District Judge

12 Presented by:

13 BY CONSENT OF PLAINTIFF:

14 s/Damon C. Elder

15 Damon C. Elder
16 **CALFO EAKES & OSTROVSKY PLLC**
17 1301 Second Avenue, Suite 2800
18 Seattle, Washington 98101-3808
19 Tel: (206) 407-2200

20 *Counsel for Plaintiff The American*
21 *Automobile Association, Inc.*
22
23
24
25

BY CONSENT OF DEFENDANT:

s/John C. Peick

John C. Peick
PEICK LAW GROUP, P.S.
3633 136th Place SE, Suite 205
Bellevue, Washington 98006
Tel: (425) 462-0660

Counsel for Defendants Ronning
Chiropractic LLC and Jeffrey B. Ronning